

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, NOVEMBER 27, 2006**

The City-County Council of Indianapolis, Marion County, Indiana, the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council, Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:03 p.m. on Monday, November 27, 2006, with President Gray presiding.

Councillor Plowman led the opening prayer, invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

President Gray instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

26 PRESENT: Abdullah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy
3 ABSENT: Conley, Keller, Langsford

A quorum of twenty-six members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor Mansfield recognized United States Marines in attendance. Councillor McWhirter recognized Wayne Township employees in attendance. Councillor Brown recognized president of Local Union 416, Mike Reeves and Indianapolis Fire Department Chief Stephen Ott. Councillor Oliver recognized president of the local NAACP branch, Cornell Burris. Councillor Sanders wished Councillor Conley well in his recuperation from surgery and stated that he is missed.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, November 27, 2006, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Monroe Gray
President, City-County Council

November 13, 2006

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, November 15, 2006, a copy of a Notice of Public Hearing on Proposal Nos. 598, 599, 602, and 604-606, 2006, said hearing to be held on Monday, November 27, 2006, at 7:00 p.m. in the City-County Building.

Respectfully,
s/Jean Ann Milharcic
Clerk of the City-County Council

November 20, 2006

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances:

FISCAL ORDINANCE NO. 117, 2006 - approves an increase of \$8,575,355 in the 2006 Budget of the Department of Child Services (Family and Children Services Fund) to appropriate revenue from retroactive reimbursements to provide necessary funds to cover all obligations in 2006

FISCAL ORDINANCE NO. 118, 2006 - approves an appropriation of \$300,000 in the 2006 Budget of the Department of Metropolitan Development, Community Economic Development Division (Non-lapsing State Grants Fund) to enable environmental remediation activities at the properties between 1821 and 1849 South Shelby Street, financed by a grant from the Indiana Finance Authority

FISCAL ORDINANCE NO. 119, 2006 - approves an appropriation of \$131,130 in the 2006 Budget of the Department of Metropolitan Development, Compliance Division (Non-lapsing Federal Grants Fund), to revise floodplain maps for three streams: Williams Creek, Crooked Creek, and Howland Ditch, financed by a grant from the Federal Emergency Management Agency

FISCAL ORDINANCE NO. 120, 2006 - approves an appropriation of \$54,100 in the 2006 Budget of the Department of Metropolitan Development, Historic Preservation Division (Non-lapsing Federal Grants and Consolidated County Funds), to encourage preservation and create growth opportunities in the surrounding areas of Irvington, funded by a \$42,100 grant from the U.S. Department of the Interior, a donation of \$4,000 from the Historical Irvington Community Council, and \$8,000 from the Irvington Historical Society

FISCAL ORDINANCE NO. 121, 2006 - approves an appropriation of \$588,500 in the 2006 Budget of the Department of Metropolitan Development, Community Economic Development Division (Non-lapsing Federal Grants Fund), to develop affordable housing and homeownership opportunities for low/moderate-income homebuyers at the following locations: Phase IV of Fall Creek Place, Red Maple Grove development project, and the Rink Savoy Apartments

FISCAL ORDINANCE NO. 126, 2006 - approves a transfer of \$22,715 in the 2006 Budget of the Cable Communications Agency (Consolidated County Fund) to purchase software for a webstreaming project that will allow government access programming to be available on the City-County website

November 27, 2006

FISCAL ORDINANCE NO. 128, 2006 - approves a transfer of \$95,000 in the 2006 Budget of the Forensics Services Agency (County General Fund) to purchase three microscopes and other lab equipment for new employees hired to comply with order of the Marion Superior Court

FISCAL ORDINANCE NO. 129, 2006 - approves a transfer of \$9,450 in the 2006 Budget of the Department of Public Safety, Emergency Management Planning Division (Consolidated County Fund) to cover projected deficits for paying telephone and fleet maintenance charges

GENERAL ORDINANCE NO. 94, 2006 - amends Chapter 531, Animals, of the Revised Code of the Consolidated City and County

GENERAL ORDINANCE NO. 95, 2006 – authorizes intersection controls for the Eagle Springs subdivision (District 6)

GENERAL ORDINANCE NO. 96, 2006 – authorizes a change in intersection controls at the intersection of Draper Street and Kelly Street (District 20)

GENERAL ORDINANCE NO. 97, 2006 – authorizes changes in weight restrictions on Calvary Street, between English Avenue and Shelby Street (Districts 16/19)

GENERAL ORDINANCE NO. 98, 2006 – authorizes changes in weight restrictions on Fletcher Avenue between State Avenue and St. Paul Street (District 16)

GENERAL ORDINANCE NO. 99, 2006 – authorizes intersection controls for the Brennan Woods subdivision (District 1)

GENERAL ORDINANCE NO. 100, 2006 – authorizes intersection controls for the Sanctuary subdivision (District 12)

GENERAL ORDINANCE NO. 101, 2006 – authorizes intersection controls for the Lynhurst Gardens subdivision (District 14)

GENERAL ORDINANCE NO. 102, 2006 – authorizes one-way restrictions on Lynn Street between Michigan Street and St. Clair (Districts 14/15)

SPECIAL RESOLUTION NO. 66, 2006 - congratulates the Crooked Creek Elementary School on its accomplishment of becoming a Blue Ribbon School

SPECIAL RESOLUTION NO. 67, 2006 - recognizes International Education Week

SPECIAL RESOLUTION NO. 68, 2006 - honors Fred L. Armstrong for over 40 years of government service and his role as one of the architects of Indianapolis' rebirth

SPECIAL RESOLUTION NO. 69, 2006 - determines the need to lease approximately 16,000 square feet of space at 980 Western Drive for use as warehouse space by the Department of Public Safety for and on behalf of Indiana Task Force One, an urban search and rescue task force

SPECIAL RESOLUTION NO. 70, 2006 - approves the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds

Respectfully,
s/Bart Peterson, Mayor

ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed.

President Gray stated that Proposal No. 596, 2006 will be reassigned to the Administration and Finance Committee.

Without further objection, the agenda was adopted.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journal of November 13, 2006. There being no additions or corrections, the minutes were approved as distributed.

**PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND
COUNCIL RESOLUTIONS**

PROPOSAL NO. 579, 2006. The proposal, sponsored by Councillor Randolph, recognizes the Pike High School football team and coaches for demonstrating kindness, caring and true teamwork to help out a fellow member in need. Councillor Randolph read the proposal and presented representatives with copies of the document and Council pins. Stefanie Young, mother of team player who was assisted, and Coach Keith Wilkins thanked the Council for the recognition. Councillor Randolph moved, seconded by Councillor Borst for adoption. Proposal No. 579, 2006 was adopted by a unanimous voice vote.

Proposal No. 579, 2006 was retitled SPECIAL RESOLUTION NO. 71, 2006, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 2006

A SPECIAL RESOLUTION recognizing the Pike High School football team and coaches for demonstrating kindness, caring and true teamwork to help out a fellow member in need.

WHEREAS, on Tuesday, June 20, 2006 at approximately 1:30 in the afternoon, lightning struck the home where Pike High School junior linebacker/running back Robert Martin lived with his parents Greg and Stephanie Young; and

WHEREAS, although Stephanie and her son, who were the only ones home at the time, made it out after a neighbor alerted them that the upper level of their home had caught fire, the fire spread quickly through the second floor of the house, destroying almost all of the family's clothes and personal belongings located in the bathroom and bedroom areas; and

WHEREAS, due to a scheduled practice that day, many of Robert's fellow players heard quickly of the tragedy and alerted the rest of the team and coaches; and

WHEREAS, the next morning defensive coordinator Patrick Schooley and several team members showed up to help move the family's salvageable items to a storage facility; and

WHEREAS, the outpouring continued as Coach Keith Wilkins helped put together a flyer to raise money from the coaches and players to purchase a \$500 gift card to Kohl's Department Store to help the family replace clothing and other personal items; and

WHEREAS, with her husband away in Canada on business, the mothers of other players, organized by team mom Linda Carpenter, helped Mrs. Young to obtain assistance from the Red Cross and prepared meals for the family as they recovered from this tragic event; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Pike High School football team, coaches, family and friends for demonstrating true teamwork in helping the Young/Martin family during this devastating experience.

SECTION 2. The Council extends its appreciation to the team and their families and wishes them continued success on and off the playing field.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 637, 2006. The proposal, sponsored by Councillor McWhirter, recognizes West Indy's 8th Annual Steak n' Shake Breakfast with Santa. Councillor McWhirter read the

proposal and presented copies of the document and Council pins to representatives. Kim Boyd, Marshall Lewis, Chief Townsend, and Ronnie Green, organizers and sponsors of the event, thanked the Council for the recognition. Councillor McWhirter moved, seconded by Councillor Oliver, for adoption. Proposal No. 637, 2006 was adopted by a unanimous voice vote.

Proposal No. 637, 2006 was retitled SPECIAL RESOLUTION NO. 72, 2006, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 2006

A SPECIAL RESOLUTION recognizing West Indy's 8th Annual Steak n' Shake's Breakfast with Santa.

WHEREAS, for the past eight years, the Indiana Division of Steak n' Shake Restaurants and many other local businesses and individuals have hosted a special event known as Breakfast with Santa; and

WHEREAS, the annual occasion has given much joy to over 16,500 children and their families to date since its inception; and

WHEREAS, the 2006 Breakfast with Santa will be held Saturday, December 16th at the Wayne Township Fire Department Conference Center on North High School Road; and

WHEREAS, Breakfast with Santa sponsors already signed up for this year's event include: 1st R.O.W. Johnson, LLC; B. J., LLC; Channel 16; Enterprise; Hands On Interpreting Service; Indy 500; IUPUI/MOM Project; Long's Bakery; Maplehurst; Marion County Sheriff's Department; Meijer; Old Country Buffet; Prairie Farms; Steak n' Shake; Toys for Tots; Wayne Township Schools; Wayne Township Fire Department; Wayne Township Trustee's Office; Indianapolis Police Books & Badges; Dr. Michael Barbara, Dr. Jeff Billows; and Methodist Hospital/Clarian Health Lifeline Helicopter; and

WHEREAS, special thanks go to all the adult and youth volunteers, WCTY TV – Channel 16 & 28, and Art Jordan and the staff of Wake Up Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and commends all who make the annual Breakfast with Santa event possible, especially Marshall Lewis (the founder of this event) and the Friends of Santa Breakfast Committee: Chris Walker, Marcy Goldman, Phil Poulos; Tempie Jones, Gloria Hubbuch, Shenja Suggs, Jamie Meridith; Vicki Walker, John Moews, Mark Tanier, Sara Leutholv, Bev Welch, Ronnie Green, Jim Hartley, Debbie Chenoweth, Kim Boyd, Alfonzo Tyler, Kathy Sample, and Stephanie Murphy.

SECTION 2. For all of the time, expense, and energy that goes into planning and hosting this breakfast for the children, a sweet smile from a little child at Christmas is all the reward necessary for a job well done.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 618, 2006. Introduced by Councillors Gray, Sanders, Nytes, Borst, Keller and Conley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves temporary tax anticipation borrowing, authorizing the City of Indianapolis to make temporary loans for the use of the Indianapolis Metropolitan Police Department Fund, the Consolidated City Fire Force Account and the Park General Fund, in anticipation of current taxes levied in 2006 and collectible in 2007"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 619, 2006. Introduced by Councillors Sanders, Nytes, Oliver, Mahern, Keller, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a Special Ordinance which establishes an additional credit for taxpayers within the Near Eastside Housing Tax Increment Financing Area"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 620, 2006. Introduced by Councillors Sanders, Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a decrease of \$485,818 in the 2006 Budget of the Marion County, Center Township, Decatur Township, Franklin Township, Lawrence Township, Perry Township, Pike Township, Warren Township, Washington Township, and Wayne Township Assessors (Property Reassessment Fund) to ensure a zero fund balance as of the end of 2007"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 621, 2006. Introduced by Councillors Sanders, Keller, Mahern, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$330,620 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County, Transportation General and Federal Grants Funds) to fund start up and operational costs associated with the Regional Transportation Authority, which is a joint effort to coordinate regional transportation planning, funded by a federal transportation planning grant, motor vehicle highway funds, and contributions from the local government members of the nine-county Metropolitan Planning Organization"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 622, 2006. Introduced by Councillors McWhirter, Moriarty Adams, Brown, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a F.S.S.D.F.O. which approves a transfer and appropriation of \$5,550,000 in the 2006 Budget of the Department of Public Safety, Fire Division (Consolidated County and Fire General Funds) for tax warrant interest and fleet fuel and maintenance charges to ensure a positive fund balance"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 623, 2006. Introduced by Councillors Moriarty Adams, Sanders, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$300,000 in the 2006 Budget of the Marion County Sheriff (County General Fund) to pay for uniform and badges purchased for the Indianapolis Metropolitan Police Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 624, 2006. Introduced by Councillors Moriarty Adams, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a P.S.S.D.F.O. which approves a transfer of \$160,000 within the 2006 Budget of the Department of Public Safety, Police Division (Police General Fund), to pay interest on tax warrants"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 625, 2006. Introduced by Councillors Moriarty Adams and Conley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which transfers and appropriates \$1,100,000 in the 2006 Budget of the Department of Public Safety, Police Division (Consolidated County Fund), to pay fuel and maintenance costs for the balance of 2006"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 626, 2006. Introduced by Councillors Moriarty Adams and Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of

\$28,000 in the 2006 Budget of the Marion Superior Court (State and Federal Grants Fund) to address the staffing issues in the Juvenile Detention Center, to fund the Truancy Prevention Program, Educational Neglect Summit and conference-related travel reimbursements, and to fund the purchase of additional equipment and software, financed by grants from the Indiana Criminal Justice Institute and the Indiana Department of Education"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 627, 2006. Introduced by Councillors Moriarty Adams and Borst. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves a transfer of \$2,500 in the 2006 Budget of the Marion Superior Court (State and Federal Grants Fund) to purchase video tapes associated with an instructional video for use in family law pro se cases, original funding provided by the Indianapolis Bar Foundation"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 628, 2006. Introduced by Councillors Sanders, Conley and Gray. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$1,650,000 in the 2006 Budget of the Flood Control District Bond Fund for the purposes of making a required payment on previously-approved Stormwater revenue bond issue, financed by Stormwater revenues"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 629, 2006. Introduced by Councillors Oliver and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes a multi-way stop at the intersection of 11th Street and LaSalle Street (District 10)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 630, 2006. Introduced by Councillors Langsford and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Sheridan Avenue from Julian Avenue to the dead end (100 South) (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 631, 2006. Introduced by Councillors Langsford and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions in the Spring of Hamptons Subdivision (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 632, 2006. Introduced by Councillors Langsford and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Springs of Hamptons/Schmitt Farms Subdivision (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 633, 2006. Introduced by Councillors Langsford and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes intersection controls for the Woods of Grassy Creek Subdivision, Section 1 (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 634, 2006. Introduced by Councillors Langsford and Conley. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes parking restrictions on Webster Avenue from Julian Avenue to the Dead End (District 21)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 635, 2006. Introduced by Councillors Gray, Sanders, Nytes, Borst, Keller and Conley. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves temporary tax anticipation borrowing, authorizing the Marion County to make temporary loans for the use of the County General Fund and the County Family and Children's Fund, in anticipation of current taxes levied in 2006 and collectible in 2007"; and the President referred it to the Administration and Finance Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

APPROVAL OF LOADING ZONE RESOLUTION NOS. 74-75, 2006 – certified by the Board of Public Works on November 13, 2006

Councillor Abdullallah asked that Loading Zone Resolution No. 74, 2006 be stayed and referred to the Public Works Committee. Consent was given. Loading Zone Resolution No. 75, 2006 was approved by a unanimous voice vote.

SPECIAL ORDERS - PUBLIC HEARING

Councillor Brown reported that the Parks and Recreation Committee heard Proposal Nos. 598 and 599, 2006 on November 16, 2006. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 598, 2006. The proposal, sponsored by Councillors Brown, Cockrum, Gray and Conley, approves an appropriation of \$37,428 in the 2006 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to appropriate three grants to allow forestry staff to attend education courses, for maintenance costs on approximately 46 acres of reforestation in Eagle Creek Park, and to assist Indy Parks and Recreation with native seed costs associated with a 56-acre prairie installation project at Eagle Creek Park. PROPOSAL NO. 599, 2006. The proposal, sponsored by Councillors Brown, Cockrum, Gray, Conley and Gibson, approves an appropriation of \$72,029 in the 2006 Budget of the Department of Parks and Recreation (Park General Fund) to fund after school activities at Charity Dye School 27, to fund the Stay in Bounds Character Discovery Challenge Program, and to support the establishment of a School Community Development Manager for two schools in the Martindale-Brightwood neighborhood. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Gray called for public testimony at 7:37 p.m. There being no one present to testify, Councillor Brown moved, seconded by Councillor Oliver, for adoption. Proposal Nos. 598 and 599, 2006 were adopted on the following roll call vote; viz:

26 YEAS: Abdullallah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy

0 NAYS:

0 NOT VOTING:

3 ABSENT: Conley, Keller, Langsford

Proposal No. 598, 2006 was retitled FISCAL ORDINANCE NO. 130, 2006, and reads as follows:

November 27, 2006

CITY-COUNTY FISCAL ORDINANCE NO. 130, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Thirty-seven Thousand, Four Hundred Twenty-eight Dollars (\$37,428) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Parks and Recreation, and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (l) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, for the following initiatives:

State and Federal Grants Fund

State of Indiana Department of Natural Resources – Consulting Arborist Certification

The Indiana Department of Natural Resources, Division of Community and Urban Forestry awarded the Department of Parks and Recreation a reimbursable grant in the amount of **\$3,500**. The grant will allow for an Indy Parks Forestry staff member to attend educational courses from the American Society of Consulting Arborists to attain a Consulting Arborist Certification. The Urban Forest Conservation (UFC) grants are intended to help communities develop long-term programs to manage their urban forests. Grantees may conduct any project that helps to improve and protect trees and other associated natural resources in urban areas. This grant will help the Forestry staff become more qualified to testify as expert witnesses in legal matters affecting the City.

United States Department of Interior, Fish and Wildlife Service – Reforestation Maintenance of 46 Acres at Eagle Creek Park

The United States Fish and Wildlife Service have granted the Department of Parks and Recreation \$8,280 for maintenance costs on approximately 46 acres of reforestation within Eagle Creek Park. This program will provide funding for weed control applications to tree and shrub rows within Eagle Creek Park, along with mowing. This will prevent invasive non-native weeds from continuing its control of the land at Eagle Creek Park. The grant will reimburse all funding, up to **\$8,280**. The program will last approximately 3 years.

United States Department of Interior, Fish and Wildlife Service – Prairie Installation of 56 Acres at Eagle Creek Park

The United States Department of the Interior – Fish and Wildlife Service is granting **\$25,648** to assist Indy Parks and Recreation with native seed costs associated with a 56-acre prairie installation project at Eagle Creek Park. The funding comes from the Natural Resource Damage Assessment Restoration (NRDAR) fund. Although funding is only allocated for the purchasing of seed, the project will consist of the following activities: preparing the site for prairie seed installation, site seeding, mowing to control weeds and ensure that the prairie becomes established in the first and second years, and conducting a survey of breeding birds before and after prairie installation.

SECTION 2. The sum of Thirty-seven Thousand, Four Hundred Twenty-eight Dollars (\$37,428) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	33,928
3. Other Services and Charges	3,500
4. Capital Outlay	0
5. Internal Charges	0
TOTAL INCREASE	37,428

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	37,428
TOTAL REDUCTION	37,428

SECTION 5.

- State (50/50 match): State of Indiana Department of Natural Resources – Consulting Arborist Certification. DPR match comes from general forestry budget.
- Federal (no match requirements): (1) United States Department of Interior, Fish and Wildlife Service – Reforestation Maintenance of 46 Acres at Eagle Creek Park; (2) United States Department of Interior, Fish and Wildlife Service – Prairie Installation of 56 Acres at Eagle Creek Park.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 599, 2006 was retitled FISCAL ORDINANCE NO. 131, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Seventy-two Thousand Twenty-nine Dollars (\$72,029) in the Parks General Fund for purposes of the Department of Parks and Recreation, and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (I) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, for the following initiatives:

United Way – After School Funding at Charity Dye School 27

United Way of Central Indiana has granted Indy Parks and Recreation \$20,000 to support after school activities at Charity Dye School 27. The funding will support staffing, supplies, and transportation

NCAA – Character Discovery Challenge Stay in Bounds Program

The National Collegiate Athletic Association (NCAA) granted Indy Parks and Recreation \$45,000. The grant will support the Stay In Bounds Character Discovery Challenge Program. The Character Discovery Challenge is a youth initiative that seeks to instill positive character traits such as respect and integrity in participants. The funding will be used in paying staffing costs, contracting instructors, program equipment and rewards.

Annie E. Casey Foundation – School Community Development Manager

The Annie E. Casey Foundation has granted \$50,000 to Indy Parks and Recreation to support the establishment of a School Community Development Manager for two schools in the Martindale-Brightwood Neighborhood: Hazel Hart Hendricks School 37 and James Russell Lowell School 51. Funding will be used for the salary of the manager, a laptop computer, and supplies for programmatic implementation.

This position will work through a site team made up of educators and partners in the community, including parents, residents, businesses, churches, and, not-for-profit organizations. The Manager will work closely to develop the capacity of the Site Team to collaborate and grow their efforts to support student success. This program expands upon Mayor Peterson's vision to: "help connect families and children to services and support networks."

It is anticipated that \$7,029 will be used during the remaining months of 2006 to support this endeavor, with the remaining funding being spent during 2007.

SECTION 2. The sum of Seventy-two Thousand Twenty-nine Dollars (\$72,029) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARKS GENERAL FUND</u>
1. Personal Services	42,779
2. Supplies	1,582
3. Other Services and Charges	22,468
4. Capital Outlay	5,200
5. Internal Charges	<u>0</u>
TOTAL INCREASE	72,029

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>PARKS GENERAL FUND</u>
Unappropriated and Unencumbered	
Parks General Fund	<u>72,029</u>
TOTAL REDUCTION	72,029

SECTION 5. Private funding is the source for all of the above appropriations. Each source has been designated in the above description. No match is required for any of these three grants.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 602 and 604-606, 2006 on November 15, 2006. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 602, 2006. The proposal, sponsored by Councillors Moriarty Adams, Borst and Brown, approves an increase of \$194,202 in the 2006 Budget of the Marion Superior Court (State and Federal Grants Fund) to appropriate the Indiana Criminal Justice Institute Juvenile Accountability Block Grant to fund the Reach for Youth Diversion Program, IPD Indy Nite Lite, Restitution and Community Work Service Program, Mentoring Academy, JABG Program administrative costs, and enhancements to the Juvenile Court's case management system. PROPOSAL NO. 604, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown and McWhirter, appropriates a total of \$11,250 in the 2006 Budget of the Department of Public Safety, Emergency Management Planning Division (Non-Lapsing Federal Grants Fund) to fund the purchase of laptops to enhance the capabilities of state and local public safety personnel in preventing and responding to acts of terrorism. PROPOSAL NO. 605, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown, McWhirter and Gibson, appropriates a total of \$110,337 in the 2006 Budget of the Department of Public Safety, Police Division (Non-Lapsing Federal Grants Fund) to fund the Our Kids (OK) Program and to purchase bullet proof vests for police officers. PROPOSAL NO. 606, 2006. The proposal, sponsored by Councillor Moriarty Adams, approves an increase of \$267,312 in the 2006 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to pay salaries, supplies, training, and child interviewing equipment upgrades at the Child Advocacy Center and to provide for continued funding of a deputy prosecutor for the Joint Regional Gang Interdiction Program. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Gray called for public testimony at 7:45 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Brown, for adoption. Proposal Nos. 602 and 604-606, 2006 were adopted on the following roll call vote; viz:

26 YEAS: *Abduallah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy*
0 NAYS:
3 ABSENT: *Conley, Keller, Langsford*

Proposal No. 602, 2006 was retitled FISCAL ORDINANCE NO. 132, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 132, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating One Hundred Ninety Four Thousand Two Hundred Two Dollars (\$194,202) in the State and Federal Grants Fund for purposes of the Marion Superior Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05(f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to fund the various projects in the juvenile court system.

SECTION 2. The sum of One Hundred Ninety Four Thousand Two Hundred Two Dollars (\$194,202) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	57,780
3. Other Services and Charges	<u>136,422</u>
TOTAL INCREASE	194,202

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>194,202</u>
TOTAL DECREASE	194,202

SECTION 5. The 10% local match is being met by Reach for Youth, Inc.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 604, 2006 was retitled FISCAL ORDINANCE NO. 133, 2006, and reads as follows:

November 27, 2006

CITY-COUNTY FISCAL ORDINANCE NO. 133, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Eleven Thousand Two Hundred Fifty Dollars (\$11,250) in the Non-lapsing Federal Grant fund for purposes of the Department of Public Safety, Emergency Management Planning Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2006 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Emergency Management Planning Division, to fund the purchase of laptops to house the State of Indiana's aerial photography software in an effort to enhance the capabilities of state and local public safety personnel in preventing and responding to acts of terrorism.

SECTION 2. The sum of Eleven Thousand Two Hundred Fifty Dollars (\$11,250) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>EMERGENCY MANAGEMENT PLANNING DIVISION</u>	
	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	11,250
5. Internal Charges	<u>0</u>
TOTAL INCREASE	11,250

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>11,250</u>
TOTAL REDUCTION	11,250

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. This grant does not require a local match.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 605, 2006 was retitled FISCAL ORDINANCE NO. 134, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 134, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating One Hundred Ten Thousand Three Hundred Thirty-seven Dollars (\$110,337) in the Non-lapsing Federal Grant fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Non-Lapsing Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k) of the City-County Annual Budget for 2006 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Police Division, to fund the Our Kids (OK) Program- designed to serve at-risk African American males in middle school through high school, and to purchase bullet proof vests for police officers.

SECTION 2. The sum of One Hundred Ten Thousand Three Hundred Thirty-seven Dollars (\$110,337) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

DEPARTMENT OF PUBLIC SAFETY

POLICE DIVISION

NON-LAPSING FEDERAL GRANTS FUND

1. Personal Services	7,000
2. Supplies	81,900
3. Other Services and Charges	19,637
4. Capital Outlay	1,800
5. Internal Charges	<u>0</u>
TOTAL INCREASE	110,337

SECTION 4. The said additional appropriation is funded by the following reductions:

NON-LAPSING FEDERAL GRANTS FUND

Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>110,337</u>
TOTAL REDUCTION	110,337

SECTION 5. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 6. The Our Kids (OK) Program is funded by the Indiana Criminal Justice Institute and has a 25% salary match which will be paid using existing budget from the IPD General Fund. Bullet Proof Vests require a 50% match that will be met with the Police General Funds.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 606, 2006 was retitled FISCAL ORDINANCE NO. 135, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 135, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) appropriating Two Hundred Sixty-Seven Thousand Three Hundred Twelve Dollars (\$267,312) in the State and Federal Grants Fund for purposes of the Marion County Prosecutor and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (c) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Prosecutor, for the following initiatives:

State and Federal Grants Fund

Child Advocacy Center

Grant in the amount of \$250,000 to be appropriated in the 2006 Budget of the County Prosecutor (State and Federal Grants Fund) to fund salaries, supplies, training, and child interviewing equipment upgrades at the Child Advocacy Center. This is a continued program funded through a grant awarded by the Indiana Department of Child Services. No matching funds are required.

November 27, 2006

Regional Gang Interdiction Program

Appropriation of \$17,312 in the 2006 Budget of the County Prosecutor (State and Federal Grants Fund) to provide for continued funding of a deputy prosecutor for the Joint Regional Gang Interdiction Program, which is a partnership between Johnson and Marion Counties. A match of \$6,691 for fringes will be paid for with Deferral Funds.

SECTION 2. The sum of Two Hundred Sixty-Seven Thousand Three Hundred Twelve Dollars (\$267,312) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY PROSECUTOR</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	217,692
2. Supplies	4,000
3. Other Services and Charges	44,320
4. Capital Outlay	<u>1,300</u>
TOTAL INCREASE	267,312

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>267,312</u>
TOTAL REDUCTION	267,312

SECTION 5. A match of \$6,691 for fringes will be paid for with Deferral Funds.

SECTION 6. Except to the extent of matching funds approved in the ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-14.

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 595, 2006. Councillor Sanders reported that the Administration and Finance Committee heard Proposal No. 595, 2006 on November 21, 2006. The proposal, sponsored by Councillors Sanders, Gray and Conley, approves a transfer of \$33,608 in the 2006 Budget of the Marion County Treasurer (County General Fund) to cover expected shortfalls in personal services, supplies and capital expenses for the remainder of 2006. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Sanders moved, seconded by Councillor McWhirter, for adoption. Proposal No. 595, 2006 was adopted on the following roll call vote; viz:

26 YEAS: Abdullah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy

0 NAYS:

3 ABSENT: Conley, Keller, Langsford

Proposal No. 595, 2006 was retitled FISCAL ORDINANCE NO. 136, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 136, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring Thirty Three Thousand Six Hundred Eight Dollars (\$33,608) in the County General Fund for purposes of the Marion County Treasurer.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 (f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Treasurer to cover expected shortages for the remainder of 2006.

SECTION 2. The sum of Thirty Three Thousand Six Hundred Eight Dollars (\$33,608) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	25,000
2. Supplies	7,000
4. Capital	<u>1,608</u>
TOTAL INCREASE	33,608

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>MARION COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>33,608</u>
TOTAL REDUCTION	33,608

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

PROPOSAL NO. 597, 2006. Councillor Brown reported that the Parks and Recreation Committee heard Proposal No. 597, 2006 on November 16, 2006. The proposal, sponsored by Councillors Brown, Cockrum, Gray and Conley, approves a transfer of \$40,000 in the 2006 Budget of the Department of Parks and Recreation (Park General Fund) to pay for needed supplies. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Brown moved, seconded by Councillor Mahern, for adoption. Proposal No. 597, 2006 was adopted on the following roll call vote; viz:

26 YEAS: *Abduallah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy*
0 NAYS:
3 ABSENT: *Conley, Keller, Langsford*

Proposal No. 597, 2006 was retitled FISCAL ORDINANCE NO. 137, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 137, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring and appropriating Forty Thousand Dollars (\$40,000) in the Park General Fund for purposes of the Indy Parks Department and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.1 (l) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation to continue the purchase of needed supplies.

SECTION 2. The sum of Forty Thousand Dollars (\$40,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	0
2. Supplies	40,000
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	40,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PARKS AND RECREATION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	25,000
4. Capital Outlay	<u>15,000</u>
TOTAL DECREASE	40,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 600-601, 603 and 607, 2006 on November 15, 2006. She asked for consent to vote on these proposals together. Councillor Bradford asked that Proposal No. 607, 2006 be voted on separately. Consent was given to vote on Proposal Nos. 600-601 and 603, 2006 together. .

PROPOSAL NO. 600, 2006. The proposal, sponsored by Councillors Brown, Oliver and Conley, approves a transfer of \$25,000 in the 2006 Budget of the Marion County Coroner (County General Fund) to provide funding for the salaries of support staff through the end of 2006. PROPOSAL NO. 601, 2006. The proposal, sponsored by Councillors Moriarty Adams, Brown and Conley, approves a transfer of \$6,884 in the 2006 Budget of the Marion County Sheriff (State and Federal Grants Fund) to pay for travel expenses for deputies to attend an FBI Hazardous Devices School, funded by Block Grant #9. PROPOSAL NO. 603, 2006. The proposal, sponsored by Councillors Moriarty Adams, Borst and Brown, approves a transfer of \$300,000 in the 2006 Budget of the Marion Superior Court (County General Fund) to pay for jury costs, security and custodial costs which occurred at levels greater than the amount budgeted. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Moriarty Adams moved, seconded by Councillor Brown, for adoption. Proposal Nos. 600, 601 and 603, 2006 were adopted on the following roll call vote; viz:

26 YEAS: *Abduallah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy*
 0 NAYS:
 3 ABSENT: *Conley, Keller, Langsford*

Proposal No. 600, 2006 was retitled FISCAL ORDINANCE NO. 139, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 139, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring and appropriating Twenty-five Thousand Dollars (\$25,000) in the Marion County General Fund for purposes of the Marion County Coroner and reducing certain other appropriations for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.03 (d) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of Marion County Coroner to provide funding to cover salaries of employees who will work in support of the forensic pathologists through the end of 2006, financed by a transfer between characters.

SECTION 2. The sum of Twenty-five Thousand Dollars (\$25,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY CORONER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	25,000
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	<u>0</u>
TOTAL INCREASE	25,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY CORONER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	25,000
4. Capital Outlay	<u>0</u>
TOTAL DECREASE	25,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 601, 2006 was retitled FISCAL ORDINANCE NO. 140, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 140, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring Six Thousand Eight Hundred Eighty Four Dollars (\$6,884) in the State and Federal Grants Fund for purposes of the Marion County Sheriff.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 (b) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Sheriff to pay for lodging and travel expenses for deputies to attend a FBI Hazardous Devices School.

SECTION 2. The sum of Six Thousand Eight Hundred Eighty Four Dollars (\$6,884) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

November 27, 2006

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services and Charges	<u>6,884</u>
TOTAL INCREASE	6,884

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>MARION COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	<u>6,884</u>
TOTAL REDUCTION	6,884

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14

Proposal No. 603, 2006 was retitled FISCAL ORDINANCE NO. 138, 2006, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 138, 2006

A FISCAL ORDINANCE amending the City-County Annual Budget for 2006 (City-County Fiscal Ordinance No. 115, 2005) transferring Three Hundred Thousand Dollars (\$300,000) in the County General Fund for purposes of the Marion Superior Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.05 (f) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion Superior Court to pay for jury costs, security and custodial costs.

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the appropriated balance as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services and Charges	<u>300,000</u>
TOTAL INCREASE	300,000

SECTION 4. The said additional appropriation is funded by the following reductions:

<u>MARION SUPERIOR COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>300,000</u>
TOTAL REDUCTION	300,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 607, 2006. The proposal, sponsored by Councillors Brown, Moriarty Adams and Keller, amends the Code for the purpose of enabling the Indianapolis Fire Department to charge fees for emergency ambulance services. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Sanders, for adoption. Proposal No. 607, 2006 was adopted on the following roll call vote; viz:

21 YEAS: *Abduallah, Bateman, Borst, Bowes, Boyd, Brown, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Randolph, Salisbury, Sanders*
5 NAYS: *Bradford, Cain, Plowman, Schneider, Speedy*
3 ABSENT: *Conley, Keller, Langsford*

Proposal No. 607, 2006 was retitled GENERAL ORDINANCE NO. 103, 2006, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 2006

PROPOSAL FOR A GENERAL ORDINANCE to amend the “Revised Code of the Consolidated City and County” to enable the City to charge fees for ambulance services.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 131, Article VI of the “Revised Code of the Consolidated City and County” regarding miscellaneous fees is hereby amended by the addition of a new Division 3, to read as follows:

Division 3. Emergency Ambulance Service Related Fees

Sec. 131-631. Schedule of fees.

(a) The following fees shall be assessed by the Indianapolis Fire Department for emergency ambulance services:

Basic Life Support . . . \$365.00
Advanced Life Support-1 . . . \$435.00
Advanced Life Support-2 . . . \$625.00
Advanced Life Support Evaluation . . . \$435.00
Patient Loaded Mile, per mile . . . \$7.00

The fees may be adjusted from time to time at the discretion of the Chief of the Indianapolis Fire Department, or his/her designee, who shall annually report such adjustments to the council. All fees shall be commensurate with the cost of providing said emergency ambulance services and shall be computed in accordance with generally recognized industry standards.

(b) The Indianapolis Fire Department is hereby authorized to promulgate appropriate regulations for the billing and collection of the aforesaid charges; provided, however, that nothing herein shall require payment prior to and conditioned upon, the rendering of services and transportation by the Indianapolis Fire Department.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

President Gray convened the Police Special Service District Council.

November 27, 2006

**SPECIAL SERVICE DISTRICT COUNCILS
POLICE SPECIAL SERVICE DISTRICT COUNCIL
SPECIAL ORDERS – FINAL ADOPTION**

PROPOSAL NO. 608, 2006. Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal No. 608, 2006 on November 15, 2006. The proposal, sponsored by Councillor Moriarty Adams, approves a transfer of \$320,762 from the Police General Fund to the IMPD Fund for the funding of the 59 recruits of the Indianapolis Metropolitan Police Department starting November 13, 2006. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Gray called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Oliver, for adoption. Proposal No. 608, 2006 was adopted on the following roll call vote; viz:

26 YEAS: Abdullah, Bateman, Borst, Bowes, Boyd, Bradford, Brown, Cain, Cockrum, Day, Franklin, Gibson, Gray, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Randolph, Salisbury, Sanders, Schneider, Speedy

0 NAYS:

3 ABSENT: Conley, Keller, Langsford

Proposal No. 608, 2006 was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2006, and reads as follows:

CITY-COUNTY POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 2006

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the City-County Police Special Service District Budget for 2006 (City-County Police Special Service District Ordinance No.1, 2005) by transferring Three Hundred Twenty Thousand Seven Hundred Sixty Two Dollars (\$320,762) from the Police General Fund to the IMPD Fund for the purposes of the Indianapolis Metropolitan Police Department.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Sections 1 and 2 of the City-County Police Special Service District Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Indianapolis Metropolitan Police Department to pay for 59 recruits starting November 13, 2006.

SECTION 2. The sum of Three Hundred Twenty Thousand Seven Hundred Sixty Two Dollars (\$320,762) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT</u>	<u>IMPD FUND</u>
1. Personal Services	<u>320,762</u>
TOTAL INCREASE	320,762

SECTION 4. The said additional appropriation is funded by the following transfers or reductions:

<u>DEPARTMENT OF PUBLIC SAFETY, POLICE DIVISION</u>	<u>POLICE GENERAL FUND</u>
1. Personal Services	<u>320,762</u>
TOTAL DECREASE	320,762

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President Gray reconvened the City-County Council.

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor Borst stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Gibson in memory of Helen Louise Hewlett; and
- (2) Councillor Sanders in memory of Sol Blickman.

Councillor Borst moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Helen Louise Hewlett and Sol Blickman. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:57 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of November, 2006.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)